CHICAGO PUPILS PUT TO THE TEST

Educational Progress in the States of New York and Massachusetts Shown by Statistics-Eduentional Notes,

The very latest fad devised and put in operation by Chicago educators is the ergo-It is the invention of an Italian and several interesting results obtained.

cylinder on another instrument placed near the ergograph. The manuometer test is another given to learn the fatigue conditions. the right and left hands the strength is

The first boy tested by this latest conof German parents and the picture of health.

Louis ten years ago. William smashed the St. Louis record into Then he decided that he was being William is a remarkable boy.

than others. This was regarded as a remark- 11,244. able discovery. The hearing of one boy was found to be somewhat impaired. This was communicated to his teacher, and the boy will be given a front seat hereafter. This fact regarding the hearing was not ascertained from the wiggling of the second finger in the ergograph but by the judicious

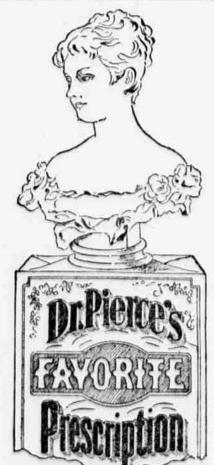
use of the audiometer. It is intended to test nearly 2,000 children. It is expected definite facts and figures on the physical and nervous condition of the union of Butler college, the Medical College went to Arkansas City, Ark., to induce Hunt children can be gained. These will be com- of Indiana, the Indiana Law school and the to come here and testify against Bechei and piled in June. Conclusions will be drawn Indiana Dental college. and recommendations made in regard to programs and methods to the school board and the teachers.

New York Schools.

The annual report of the superintendent of schools of New York state shows that the number of children attending school some portion of fact year was in the towns 477,451, and in the cities 691,543, makand an increase in the cities of 5,740. The average daily attendance in the towns was 319,240, and in the cities 508,412, showing an average attendance for the entire state of \$27.652. Comparing these figures with those of the previous year the attendance in the towns decreased 12.946, while that in the cities increased 20,334.

The number of licensed teachers employed was 29,330, an increase of 749 over the previous year. The amount paid for teachers' salaries was \$15,156,278, an increase of \$996,-218 over the previous year. The average an-218 over the previous year. The average an-nual salary paid during the last year was on the island of Cuba. How "Sam" will \$516.75, an increase of \$21.32 over the pre-astonish them when he gets a-going! vious year. As there were 869 teachers who had graduated from normal schools and a much larger number of training class teach-ers employed during 1897-98 than 1896-97 \$2,873,000 for additional schools and school the statistics indicate that communities are willing to give better salaries to professionally trained teachers.

The sum of \$1,057,979 was expended for \$7,553,569 in the cities, making a total in the state of \$8,611,548. This shows an increase in the total expenditures in the state over previous year of \$212,872. The total value of school houses and sites in the state as reported last year was \$71,832,511, an increase of \$5,754,911 over the previous year. The total expenditures for all pur-poses connected with the public schools of mony took place was crowded to suffocution



The pedestal, the support of health and beauty, is Dr. Pierce's Favorite Pre-There can be no beauty with out health. There can be no health when the delicate womanly organs are Diseases which undermine woman's health and prey upon her beauty, irregular periods, inflammation, ulceration and female weakness, are per-fectly and permanently cured by the use of "Favorite Prescription."

LATEST FAD FOR SCHOOLS the state were \$28,475,871.88, an Increase over the previous year of \$1,786,015,17. Money Value of Education.

> The money value of education to a peo chusetts where the sums spent for schools and libraries are large and the return is mmensurate with the outlay. The average earning capacity or income of every man, woman and child in that state is, according to the census, 72 cents a day, while the average for the country is only 40 cents day. This results in a total annual income to the state of \$250,000,000 above what t would be if the average earning power were the same as in the rest of the coun-

The number of public and private school buildings in Massachusetts has not increased much during the last twenty years, but the value of the buildings has grown largely. genius and is intended to ascertain the in 1875 the public school buildings owned was ex-Auditor W. F. Bechel. The jury vital energy and nervous and physical con-in Massachusetts were valued at \$18,972,-dition of children, Several tests of the con-ost, while in 1895 the value of the same verdict. It retired shortly after 5:30 p. m. trivance were made in one of the schools buildings was \$37,447,411, an increase of and immediately ordered supper. Just by nearly 100 per cent. But in the same time by way of putting in the time until the sup The instrument measures general strongth the number of buildings increased from per hour would arrive an informal ballot in kilogrammeters, indicating the result in 3.317 to only 3.395, showing that the state was taken. The result was a surprise to writing; the test being made on the pulling was pretty well supplied with school build- the jury itself. The ballot stood eleven to strength of the middle finger. The pupil is lings in 1875 and that the expenditure sincs one for an acquittal. Immediately a formal seated at a table and his right arm and has been directed toward erecting build- ballot was taken and then the vote for ac-

the middle finger being free to not. This Public schools are only one of the meant the jury was out all night. finger is placed in a loop of wire attached offered for education and training in Massato the ergograph, at the other end of the chusetts. That state has private schools, at all expected around the court house. It to the ergograph, at the other that it is kindergartens, colleges and universities, had dragged on for a week and another tediindex, with a pointer, which runs along a academies, theological schools, industrial ous week of interrogation and cross-quesmetric scale. Attached to the moving index and manual training schools, conservatories tioning, objections and arguments and digis a weight suspended over a pulley and banging down toward the floor.

As a metronome ticks off the seconds the long valued at \$17,541,825. Seventy of the which the state had subposenced—Andy Hunt, pupil pulls the string and lets it go back, nonpublic schools and colleges report encontinuing to pull intil unable to move the downenis aggregating \$23,608,759 and in- Morsman, Expert Louis E. Wettling and sliding index, or, in other words, lift the comes of \$5,716,110. The fourteen colleges weight. One of the experimenters counts the and universities of the state alone reported time with a stop watch. The strength of the endowments amounting to \$15.471.832 and pulse as measured on the metric scale is a total income of \$2,437,131. How much is the stand and no testimony at all was offered shown from this, An exact measure of the spent on education in private schools is not in behalf of the defense. Sudborough's lifting strength of the pupil is in kilogram- stated, but the sum must be \$5,000,000 or meters, the metric measure equal to 2.2 foot- \$9,000,000 a year. And as the annual expounds, Attached to the sliding index is a penditure on the public schools is over pen which marks the length of the strokes of \$11,000,000 there must be at least \$20,000,000 Andy Hunt. This foiled the prosecution in pull on a paper covering a moving a year spent in Massachusetts on schools, one respect, because the county attorney public and private.

Massachusetta does not stop its education The "grip test" is given and by gripping with with its admirable system of libraries. In the jury as it stood. 1895 there were 2,028 libraries in the state, shown by an indicator and the general of which 687 were secular and 1,341 were 6,511,700 volumes while the religious librar- the jury in Sudborough's behalf and the trivance of scientific education was William less had \$56,064 volumes. Private libraries Harders, a robust, hearty lad of 13, the son are not included in this statement. In the ex-County Attorney Howard H. Baldrige. After all the other muscles of his arm had \$9,363,568 and had a circulation for home that Mr. Baldrige was really representing been anxiously strapped into uselessness he use of 8,461,276 during the year. It is a the express company in his efforts to secure wiggled his second finger until the eyes of curious fact that the number of secular a conviction, but the court shut them off the "experts" bulged with astonishment. libraries was sixteen less in 1895 than in and Mr. Baidrige had a chance to explain The only comparison they are able to make 1885, but the number of books increased that his position in the case had been simply is with a series of experiments made in St. in the same time about 1,500,000 and their due to the fact that he had been Mr. Shields value grew from \$5,312,774 to \$9,363,668. predecessor. The annual income of these secular librarsmithereens. He wiggled his finger until the less in 1895 was \$976.853. Another method "experts" grew dizzy and then wiggled it Massachusetts has of educating its citizens is through reading rooms. There are 330 guyed and quit the game before he broke the of these in the state, 314 of which reported machine. The experts solemnly declare that 15,573 newspapers and periodicals on file examination of him begun on Friday. and 180 reported 187,563 volumes of refer-Twenty other pupils were examined, and ence. The average daily number of read-

Educational Notes.

The salaries of the public school teachers n New York state, exclusive of teachers in colleges, high schools, academies, private schools, night, technical and mission schools, amount to \$16,000,000.

Burris A. Jenkins, a professor in Butler college, Indianapolis, has been chosen as this to cross-examination him as to the tele-the first president of the University of Indianapolis, which has been constituted by a and Detective Chapin when the latter

take his naw place at the beginning of the next college year.

The chair of ancient history, which is to 477.451, and in the cities 691.543, making a total of 1,168.994 for the state. This shows a decrease in the towns of 39.915 liam Fraser, the distinguished archaeologist, will place the university in a unique posi-tion among British universities, inasmuch as it will be able to boast now of having four chairs of history, the other three being those of constitutional history, church history and modern history.

The Atlanta Constitution says that Rev "Sam" Small, the evangelist, who is chap-lain of a regiment of engineers, has been put "in general charge of public instruction of Santa Clara province. He will be responsible for the direction of the reorganization of the entire public school system of this ovince, which has a population of 300,000

The New York City school budget for 1899 is to include \$4.083,000 for additional schools sites in Kings county, \$567,000 for school sites and buildings in Queens county and \$150,000 for schools and school sites in Richiond. Seven of the eleven items of additional expense in Queens county are in Long buildings, sites and repairs in the towns and Island City and the additions in New York \$7,553,569 in the cities, making a total in the county are intended to provide, it is said. for 36,000 additional pupils.

Fraulein Elsa Neumann was "premoted" to her degree of doctor of philosophy in Berlin university the other day, the first woman to be so honored. She obtained it in the studies of chemistry and mathematics, which she had pursued at Gottingen and finand the young woman received great applause from the general public and the students present. Fraulein Neumann appeared in black and read her thesis and was extremely pale, though she became flushed as the friendliness of her reception became evi-

Seeking some answer to the question "Where is the college-made man?" H. E. Kratz, superintendent of schools in Sioux Kratz, superintendent of schools in Sloux City, Ia., has found, by investigation through correspondents, that in fifteen towns in the state of Iowa 50 per cent of the ministers were college bred. 85 per cent of the teachers, 68 per cent of the lawyers, 60 per cent of the doctors, 40 per cent of the bankers, 30 per cent of the editors and 25 per cent of the merchants and manufacturers. All of the cases recorded were of turers. All of the cases recorded were of men successful in their calling. In all, out of 533 such men the percentage of college-

Among the recent purchases by the Cornell university library is the last book writ-ten to prove the mediaeval theory of a flat earth. It was written by a Spanish bishop in 1496, four years after Columbus' voyage and twenty-five years only before Vasco Da Gama reached India via the Cape of Good Hope. It is one of the first books to mention America, but ridicules the idea that the discoveries of Columbus can have any hearings on the shape of the earth, saying that his voyage was quite similar in kind to those sent out by Romans and Phoenicians. The worthy bishop urges that the twelve apostles were sent to all nations of the earth, but they did not go to the autipides, therefore it is as clear as light that

Strikers Go Back to Work.

PITTSBURG, Pa., March 13.—The strike at the Schoon Pressed Steel works was at the school Fressed Steel works was practically broken today by the return of several hundred men to their old positions. The men applying for work were mostly those who on Saturday opposed the leader-ship of the strikers. The firm announced that the entire plant would be in operation that the entire plant would be in operation tomorrow. There were very few strikers on the streets and quiet prevailed. Today no-tices printed in the English and Hungarian languages were posted by the police authori-ties, giving warning that disorder would not be tolerated and any interference with the workmen would be followed by arrest.

J. Sheer, Sedalia, Mo., conductor on elecfrie street car line, writes that his little daughter was very low with croup, and her life saved after all physicians had failed, only by using One Minute Cough Cure.

VERDICT OF NOT GUILTY

ple is strikingly shown in the case of Massa- Jury Disposes of the Case Against Thomas K. Sudborough.

AGREEMENT IS REACHED IN SHORT ORDER

End of the Action Wherein ex-Chief Clerk of Pacific Express Company Was Charged with Embezziement.

Thomas K. Sudborough, ex-chief clerk of the Pacific Express company, has been acnuffted of the charge of embezzlement as hand are firmly fastened to a sloping board, ings of a higher class and better equipped. quittal was unanimous. In the Bechei case This quick termination of the trial was no

John Vizzard, the Union Pacific detectivewere ever called by the county attorney t counsel relied upon the weakness of the state's case altogether, along with the questionable character of the evidence given by was reserving all his other witnesses, including Sadle Rush, for rebuttal. As there with the schools. It continues the process was nothing to rebut, the case had to go to

The argument to the jury began an hou before noon, Mr. Shields opening. Both A. religious libraries. The secular libraries had W. Jeffries and Carroll C. Wright addressed closing speech for the state was made by secular libraries the books were valued at Sulborough's attorneys rather insinuated

Finishing the Testimony.

In the finishing up of the testimony fo the state direct Mr. Wettling was called so that the defense could complete the crosswas soon disposed of and then John Vizzard, the Union Pacific detective, was called some were found to have more endurance ers in 199 of these reading rooms was to corroborate Nason's statement about a conversation with Sudborough having occurred over a South Fifteenth street saloon Vizzard could not say much as to the subect matter of the conversation. Finally Andy Hunt was recalled to testify

that the legislature was not in session dur ing the time covered by the information the case, and the defense took advantage of It is announced at Cornell that Charles J. Bullock, who has been an instructor in political economy here since 1895 and who is also the author of Bullock's "Introduction of Bullock's tion to the Study of Political Economy, has for this very purpose. Hunt stated that he been appointed to the professorship of the told Chapin he would not become a witness for this very purpose. Hunt stated that he block 38, owned by John C. same subject at William's college. He will for the presecution in the interest of the company unless he was first assured of immunity from both criminal prosecution and a civil suit. He said further that Chapin received a message from Mr. Young authorzing him to make any contract necessary

with Hunt in Young's name. Here the state rested and when the defense was asked if it had any evidence, Sudborough's counsel said their side would rest also on the testimony the state had offered. In Mr. Shields' argmuent he dwelt upon he claim of the defendant that the money he had been accused of embezzling had been used for legislative expenses. Mr. Shields rather inclined to the theory that if it had been so used it would have all been entered as "legislative expenses." "You know what these two words mean-everybody knows what they mean," he asserted; "they

mean the buying up of legislators." Judge Baker had ruled against the defense when Hunt was first on the stand, on this question of legislative expenses and for this reason no evidence was offered direct to show that the \$2,000 charged against Sud borough in the information as having been taken between September 19 and December 1, 1896, had been used for that purpose, although this was promised in the opening statement of Sudborough's counsel when the trial began. Nor was any effort made to show that at the time Hunt testified, that in Sudborough got the \$761, the latter was away from the city, being at St. Louis and Kansas City from November 28 to December It was merely hinted at once in crossxamination of Hunt.

Attorneys Somewhat Caustie.

Jefferis in his argument referred to Andy Hunt as "a self-confessed embezzler, whose testimony on behalf of the state had een purchased by the promise of immunity." He also charged Erastus Young with 'having compounded a felony in the name f the great state of Nebraska." Wright emphasized the fact that most o

the evidence produced by the prosecution

was "ancient history," which had occurred

long before the three years' time allowed by the statute of limitation. "The contract with Hunt by which he was induced to come here and swear against Bechel and Sudborough," he said, "was equivalent to giving him so many thousand dollars." He scored the use of Pinkerton detectives by the Pacific Express company, saying the company disregarded the law of this state whi ti makes the use of Pinkertons a misdemeaner. And if the money had been used for "legislative expenses." he went on "it was incumbent upon the state to show that it had been illegitimately used. "Why didn't the other side introduce evilence," the attorney asked, "showing that this outlay of money had been unauthorized? Why did they not introduce the bylaws of the company? Its articles of incor poration do not show anything on this oint-they simply give to the directors the ower to make the by-laws. But not a word omes from the prosecution to enlighter the jury on this. No such question was pur to Mr. Morsman when he was on the stand." The fact that several railroad companies

Baldrige had been acting in the interest of the express company. "I object to the statement of counsel," said Mr. Baldrige, jumping from his chair. "Counsel well knows that I was appointed

are interested in the Pacific Express com

Judge Baker said that matter would not be discussed at all, and after a demand for verdict of not guilty Wright sat down.

Point Made by the Judge. Mr. Baldrige spoke for over an hour. He first proceeded upon the theory that "two wrongs do not make one right-that whatever may have been the record of the Pacific Express company with regard to the Music and Art. 1513 Douglas. if the defendant had

wrongfully converted to his own use funds belonging to the company he should be found guilty. We are not asking the jury o convict an innocent man, and if in their carts the jurors sitting in the box believe Sudborough innocent they should acquit." After this he went over the evidence of Hunt and the other witnesses, saying that Hunt had been careful to tell the truth whether it favored or hurt the state's side He excused the method of obtaining Hunt's evidence, explaining in this connection that he, as county attorney, had deemed it better to get one man, a mere employe, who could supply the key to the situation, to testify against two other men, who were in authority, than to let all three go with-

Judge Baker's charge to the jury was important in one varticular, the instruction with reference to the supposed illegitimate use of the money Sudborough had been charged with embezzling. On this point the

ut any attempt at prosecution. Thus the

most of the day was given over to argu-

Should you find from the evidence in manner as charged in this information that the defendant received the money from the Pacific Express company under the direction or with the assent of a superior office and, at the time of receiving such money from such superior officer, the defendant knew that the superior officer had no right or authority to so direct this defendant, and if the defendant knew the money so sceived was for other and different pur poses than the legitimate transactions of the said express company, the defendant uld be criminally liable for the receipt

The effect of this instruction would be do away with the implication of the deense that the money had been applied t legislative expenses," either of a doubtful legitimate nature. The jury immediately retired and returned the verdict already

MEIKLE TAKES PLACE OF TAYLOR.

Baxter Appoints Another Appraise in Terminal Company Matters. Owing to the decision of Judge Dickinon declaring W. Beech Taylor disqualified o serve as an appraiser in the condemnaion proceedings of the Omaha Bridge and Terminal company, because of Taylor's failare to show that he is a freeholder under the law, a vacancy on the board was created and County Judge Baxter Monday ap-

cinted W. B. Meikle in his place. The effect of Judge Dickinson's decision was to set aside the appraisement of the property belonging to the Byron Reed com-John A. Creighton, the Shelby heirs volved, upwards of a dozen attorneys parand others in blocks 37, 38, 61 and 62, and ticipated in the proceedings. an amended application was accordingly filed. In the amended petition the property wanted for the purposes of the Terminal ompany is described as follows:

Lot 5, block 61, owned by Hannah Brown and occupied by Moses Hershberg, J. S. Bell and others; lot 4, block 38, occupied y Michael Smidy; lot 5, block 37, owned by the Byron Reed company and occupied by David Gorham, George Reardon Patrick Burkley; part of lots 1 and 2, block 2, to which Mrs. Augusta Leeder claims a leasehold; part of the same lots claimed inder lease by Thomas Lowry; part of lot an interest; lot 6, block 61, owned by the Byron Reed company and occupied by Aaron Katteman and Victor Hurst; lot 1 clock 61, owned by John A. Creighton and few days. cupied by Johnson Bros.; lot 1, block 38 known as the Hayes lot secured by the Ferminal company, but in which Charles
Hayes, Augusta Merrill, Charles Wassman,
Patrick Scanlon and John Bolaparte claim
Suit Brought by Shanahan.

A defense alleging fraud and collusion has been raised by City Attorney Montgomery on behalf of South Omaha against the recent mandamus suit brought by John M. Shanahan as the son-in-law and administrator of the late Katherine Driscoll of Neola, Ia, to compel the levy of a tax to pay a judgment of \$2,500 against the city in favor of the Johnson and John B. Born, and lot 7, block 38, owned by John C. Wharton and Alex McArthur.

South Omaha Makes Its Showing in Suit Brought by Shanahan.

A defense alleging fraud and collusion has been raised by City Attorney Montgomery on behalf of South Omaha against the recent mandamus suit brought by John M. Shanahan as the son-in-law and administrator of the late Katherine Driscoll of Neola, Ia, to compel the levy of a tax to pay a judgment of \$2,500 against the city in favor of the deceased and Thomas Hoctor. In the pression which he says the county still owes him, and in the answers a counter of Fordinand Hansen, lot 10, and the first marriage in Chicago, January, 1895.

The action of Julia E. against Frederick W. Brewington was dismissed by Judge Dickinson on the plaintiff's own motion.

Same to Frank Same to Frank Same to Truman Buck, lot 57, Kasper's add.

Same to W. C. Condit, lot 57, Kasper's add.

A short time ago the county filed an answer to the petition in each of the suits brought by Frank E. Moores to recover some \$16,000 which he says the county still owes him, and in the answers a counter of the late of lot 26 Burr Coak

W. Brewington Same to Fanny Pierce, lots 3 to 7, block 4, Orchard Hill

Same to Fanny Pierce, lots 3 to 7, block 4, Dropont Place

A short time ago the county filed an answer to the petition in each of the suits brought by Frank E. Moores to recover some \$16,000 which he says the county still owes him, and in the answers a counter of the late of the first marriage in Chicago, January, 1895.

The act Ferminal company, but in which Charles Alex McArthur.

This property is bounded by Davenport, Cass, Tenth and Twelfth streets, and it is here where the company proposes to locate its depot and grounds.

Another step has been taken in the inunction suit of John A. Scott, as trustee for the Omaha National bank and the Omaha Loan and Trust company, against the Terminal company over the forty-foot strip unning east of the old wire works plant. Affidavits were filed yesterday by both General Manager John R. Webster of the Terminal company and Charles J. Greene, one of its attorneys, to the effect that when John A. Horbach conveyed the wire works tract to Mrs. Mary M. Marshall in 1887 no perpetual right of way was granted to her, or, at least, the records of the register of deeds do not show any such grant, they say. Mr. Greene states that Mr. Horbach's oot strip until such time as he would dedicate it as a public street, but the contract between Horbach and "M. M. Marshall" ever conveyed any easement or title in jail for a year and alleges that while Page the strip to the Marshalls. The titles of was locked up Mrs. Yager often visited the the Omaha National bank and the Omaha man, carrying him meals, whisky and other sold the wire works tract to them.

One-half of this tract was valued \$7,000 in the same appraisement which was Oak, Ia., November 15, 1882, and have no Stokes, who is a commercial traveler, and set aside by the decision of Judge Dickin-children. Page was convicted March 5, last garnished his wages at St. Joseph, Mo. The son relative to Mr. Taylor's status. Terminal company has not yet filed a new petition to cover this. It wants the entire pieco be appraised for condemnation,

GROWS OUT OF DEAL IN SHEEP.

Evans-Snider-Buel Company Two Nebraska Banks.

A controversy over the ownership of the ands of the sale of 11,000 sheep is the ject of two suits filed in the United ates court by the Evans-Snider-Buel com-In one case the First National bank Wahoo is sued for \$10,482.30 and in the ther the Saunders County National bank asked to settle in the amount of \$6,600. The sheep originally belonged to W. B Bergren of Saunders county and were raised on his ranch in New Mexico. The commison firm asserts that Bergren owed it \$5,660, secured by a mortgage on 10,000 of the sheep in question. It is alleged that Bergren was also indebted to the First Naional bank of Albuquerque for about \$13,000 and that this bank also claimed a lien on the sheep. The petition further states that the controversy was settled by an agreement by which the plaintiff was to have passession of 10,000 sheep and that these sheep were subsequently sold by Bergren and the proceeds deposited in the banks

Nerves on Edge

Could Not Concentrate My Thoughts; Could Not Sleep an Hour at

a Time Without Waking; Was Almost Distracted.

After Years of Suffering I Was Cured by

DR. MILES' NERVINE.

When the nervous system is so run slept over one hour without waking, and down and worn out that sleep refuses when I would awake my nerves would be so "Governor Safford," whose home is in rest and refreshing sleep to the fired used it according to directions. Its effect to my usual good health. brain, and cures nervous disorders of upon me was marvelous. The very first every kind. The following letter will night I slept soundly and awoke in the are suffering from nervous troubles;

centrate my thoughts, and was unable to work. The sleepless nights, the worry and sent absolutely free of cost to any person could not direct the affairs of my own I feel many years younger. household, and could have no care whatever. There was not a night in all that time that I

to compel the banks to make the claim good with damages. SETTLE QUESTION OF LIABILITY.

Suit to Secure a Ruling Argued Before Judge Munger. The suit of the United States Fidelity and Guarantee company against the Omaha Construction company and others was argued before Judge Munger Monday afternoon and as there are a large number of interests in-

The case grows out of the construction of the Hospital for the Insane at Norfolk, after which claims for employment and material amounting to \$8,000 were filed against the construction company. The claim of the company against the state was assigned to the Omaha National bank and was paid by the state, leaving the creditors out in the cold. They then attempted to collect from the guarantee company which was on the bond of the contractors and set up the ontention that when the assignment was made to the bank and the claim against the state was paid the bondsmen were released 1, block 62, in which Henry F. Burke claims | and cannot be held liable for debts of the

DEFENSE OF COLLUSION ALLEGED.

South Omaha Makes Its Showing in G. Madden, is made co-defendant.

The position taken by the city in an answer just filed is that a confession of judgment was obtained by a collusion of the atorneys on both sides, although the notice of the claim was filed a month too late; that Thomas Hoctor, then city treasurer. and A. L. Sutton, the latter acting for the city as its attorney as well as for the woman went to Neola and bought Mrs. Driscoll's claim for \$400, and that the decree allowing Mrs. Driscoll half and Mrs. Madden half of the \$2,500 judgment was the result of a tipulation which grew out of that transac-

AGER TIRED OF WEDDED LIFE. ioes Into Court Again and Seeks a Divorce from His Wife.

een filed on behalf of Nicholas Yager grant was purely contingent; that is to against his wife, Louise M., in which he sets ay, she was given access through the forty- up the charges of infidelity, involving Lyman time. . Page. In the document he recalls the fact tha Page was convicted and sent to the county

Loan and Trust company came through the things. Another allegation made by Yager ransfer to the Marshalls, as Mrs. Marshall is that she has frequently taunted him about her relations with Page. Mr. and Mrs. Yager were married at Red

intimacy with Mrs. Yager, the year, of November previous. According to Yager's statement his wife 300 feet for switch track purposes, and in has often told him of her infatuation for 390 feet for switch track purposes, and in has often told him of her infatuation for against L. Altman and others to recover the original petition asked that the whole Page and has several times said she would some \$1,000 worth of diamonds and jewelry. ot give up the man. Page was let out of the county jail yesterday morning as his term expired then. The divorce suit was

> Mendel Calls This Gambling. Herman Mendel, who, with C. D. Dillin was one of the bondsmen of Cashier John C Watts of the State Bank of Neola, Is., has brought suit in the district court against James E. Boyd to recover \$21,125 of the bank's money used by Watts, as alleged, in grain speculation. The ground of the suit s that the buying of grain options and futures through Boyd & Co. was equivalent to gambling. The money was used by Watts

started a little while later.

GIVE THE CHILDREN A DRINK called Grain-O. It is a delicious, appetiz-fng, nourishing food drink to take the place of coffee. Sold by all grocers and liked by all who have used it because

We've sold a great many planos-and they've been satisfactory to the buyers -but the one plane that has given more universal satisfaction, than all the pany was also made much of. Mr. Wright others is the Kimball-A piano that encluded with an instruction that Mr. needs no guarantee-yet we guarantee every one we sell-it is a plane that you could buy and be sure and get the best even if you knew nothing about a plano—the greatest musicians of the world endorse the Kimball-We will make very attractive prices and terms on that instrument for this week.

The Kimball Piano—

A. HOSPE, We celebrate our 25th business anniversary Oct. 23rd, 1899.

confine myself to any one thing. For years tired feeling are now a thing of the past and who will send name and address on a postal MRS. W. A. THOMPSON. Columbus, Wis. in the shape of notes. Suit is now brought, either on his own personal draft on the lings, has finally obtained possession of her Chemical National bank of New York or by Jewelry on a stipulation that she pay the a draft signed by his subordinate. J. S. costs of the litigation. Her jewelry had a draft signed by his subordinate, J. S. Hermsen, from time to time in the year 1896. Many of the drafts were for as large amounts as \$1,500 and \$2,000. Mendel states that Dillin has assigned his interest to him. The bondsmen became liable to the bank on the defalcation of Watts.

Seeking to Cut Matrimonial Knots. and cannot be held liable for debts of the contractor. This suit was brought to secure a ruling on this proposition. Judge Munger will probably hand down a decision in a few days.

And L. White, nee Mansfield, wants a divorce from Easton A. White, to whom she was married at Council Bluffs July 23, 1895.

The Mans Buck and wife to H. M. Christie et al, lot 5, in Twenty-fourth Street Business Place.

Omaha Savings bank to H. E. Grant, for the divorce from Easton A. White, to whom she tie et al, lot 5, in Twenty-fourth Street Business Place.

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Omaha Savings bank to H. E. Grant, for the divorce from Easton A. White, to whom she tie et al, lot 5, in Twenty-fourth Street Business Place. Ann L. White, nee Mansfield, wants a

Coburn, Boyd, Bennett and Drexel. Verdict Against South Omaha. The \$5,000 damage suit of Henry Elsfelder against the City of South Omaha on behalf of his son, Paul Elsfelder, was tried before a jury in Judge Powell's court. The boy ion. Hoctor is the intervenor in the case. fell into a gas trench last summer and was seriously injured. He was only 5 years of age. One of his arms has been rendered almost useless by the accident. The court in its instructions said the city is obligated Another petition in a divorce suit has to the public to keep its thoroughfares in a safe condition. A verdict of \$4,000 was ciurned after the jury was out a short

> Minor Matters in Court. Judge Dickinson has reappointed Charles H. Willard his bailiff for another year. The criminal assault cases against Joseph Marshals are on Judge Baker's docket for

trial today. Arguments in the injunction case of George Stokes against Frank McCreary were heard by Judge Dickinson Monday afternoon. McCreary had a rent bill against injunction is sought for the reason that the garnishment is contrary to the Nebraska statute.

Daisy Raymond, who had a replevin suit out of which arose two contempt proceed

to come to its redief, the life forces are rapidly consumed and both physical and mental faculties, soon lose all and mental faculties' soon lose all several hundred dollars with doctors and for and know its worth. Overwork and loss of power of recuperation. Nerve force is various proprietary medicines, but it was of sleep brought on attacks of extrems nervnecessary to run the human machine no use. After having been taken to Chicago, ousness and irritability which rendered me and must be supplied from some and having been treated by some eminent unfit to attend to business, and from which source or it breaks down. Dr. Miles' specialist, from whom I received no benefit I could find no relief. A friend recommended Restorative Nervine nourishes those whatever, I became almost distracted. I me to try Dr. Miles' Nervine and I began organs that are most in want. It saw an advertisement of Dr. Miles' Restora- using it at once. I obtained benefit from the soothes the irritated nerves, brings tive Nervine, and I procured a bottle and first bottle and in a few weeks I was restored

Sample Treatment Free.

be interesting reading for those will morning feeling rested. I continued taking A trial package of Dr. Miles' Favorite the medicine until my health was fully re- treatment, consisting of Dr. Miles' Restora-"For a number of years I suffered severely covered, and, although I am past seventy- tive Nervine, Dr. Miles' Anti-Pain Pills and om nervous prostration. I could not con- seven years of age, I am doing my own Dr. Miles' Nerve and Liver Pills, will be card requesting the samples and mentioning the name of this paper. Address DR. MILES MEDICAL CO., Elkhart, Ind.

been pawned.

THE REALTY MARKET. INSTRUMENTS placed on record Monday, March 13, 1899;

Warranty Deeds.

Quit Claim Deeds.

A suit was commenced by Daisie H. Master in Chancery to W. E. Swentzel, against Stephen N. Marlowe on the grounds of nonsupport and desertion. She says her husband deserted her two years after Oak.

Same to Omaha Savings bank, lot 1, block 17, Smith's add. T. H. McCague, receiver, to J. E. George, lot 11, Maloney's add......

Total amount of transfers......\$43,705



The Eyesight

is the most precious of gifts. Impaired or defective eyesight is almost a crime in these days. Glasses can be made that will take away these defects-We make scientific eye examinations free and can tell you if glasses will help you-All lenses ground by a competent spectacle

THE ALOE & PENFOLD CO., Leading Scientific Opticians. 1408 Farnam. OMAHA.

OPPOSITE PAXTON HOTEL.

Motorman Shoes—

Shoes that Drex, L. Shooman has put n just for motormen and conductors-At \$2.50-heavy double extended soles -Box toe in all the new and foot easy shapes-either tan or black-a heavygood fitting-well wearing shoe-Then we have another a little better-Genuine welt soles at \$3.50-Either one of these shoes are good for all wear and occasions-A dressy and at the same ime a long wearing shoe-You should judge these by our usual high valuenot by prices you can get elsewhere,

Drexel Shoe Co., Omaha's Up-to-date Shoe House, 1419 FARNAM STREET.



A Barrel of Cream—

promptly attended to.

Ice cream-frozen so hard that you can carry it in your pocket for hours-Enough for four only 20c-Balduff is always bringing out a new novelty-About six weeks ago it was a reduction to half price for his famous functions and suppers-and the new Easter novelties he is preparing will be the delight of the little ones and a joy forver to the older folks-Many a ful sentiment can be expressed by his delicious confections - Mail orders

BALDUFF'S. 1520 Farnam St.

